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**OFFICE OF PETITIONS**

In re Application of :  
Brunner et al. :  
Application No. 10/748,708 :  
Filed: December 31, 2003 :  
Attorney Docket No.: :  
1866.0360004/PEG/CMB :

NOTICE

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28 (entitled "Statement Under 37 C.F.R. § 1.28(c)(2) for Payment of Deficiency Owed"), filed August 31, 2004.

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989)**. Therefore, nothing in this Notice is intended to imply that an investigation was done.

The instant request included an itemization and payment of the deficiency in payment of the statutory basic filing fee and the surcharge for late filing of the declaration.

Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

Payment of the deficiency has been treated under § 1.27(g)(2) as a notification of a loss of entitlement to small entity status.

Telephone inquiries related to this decision should be directed to the undersigned at 703-305-0309.

Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions